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9 IN THE UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,
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Plaintiff,
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v.
14 NEHEMIAH AVILA
CEASAR MARTINEZ
15 KEVIN STERN
RICARDO MARMOLEJO,
16
Defendants.
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CASE NO. 2:21-MJ-00006-JDP

FINDINGS AND ORDER EXTENDING TIME FOR
PRELIMINARY HEARING PURSUANT TO RULE
5.1(d) AND EXCLUDING TIME

DATE: January 27, 2021
TIME: 2:00 p.m.
COURT: Hon. Carolyn K. Delaney

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19 The Court has read and considered the Stipulation for Extension of Time for Preliminary Hearing
20 Pursuant to Rule 5.1(d) and Exclusion of Time, filed by the parties in this matter. The Court hereby
21 finds that the Stipulation, which this Court incorporates by reference into this Order, demonstrates good
22 cause for an extension of time for the preliminary hearing date pursuant to Rule 5.1(d) of the Federal
23 Rules of Criminal Procedure.

24 Furthermore, for the reasons set forth in the parties' stipulation, the Court finds that the interests
25 of justice served by granting this continuance outweigh the best interests of the public and the defendant
26 in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). The Court further finds that the extension of time would
27 not adversely affect the public interest in the prompt disposition of criminal cases.
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1 THEREFORE, FOR GOOD CAUSE SHOWN:


2 1. The date of the preliminary hearing is extended to January 28, 2021, at 2:00 p.m.

3 2. The time between January 27, 2021, and January 28, 2021, shall be excluded from
4 calculation pursuant to 18 U.S.C. § 3161(h)(7)(A).

5 3. Defendants shall appear at that date and time before the Magistrate Judge on duty,
6 Magistrate Judge Delaney.

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8 IT IS SO ORDERED.

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10 Dated: January 21, 2021

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12 KENDALL J. NEWMAN
13 UNITED STATES MAGISTRATE JUDGE
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